

JOE WARDY  
MAYOR

JOYCE WILSON  
CITY MANAGER



## ***CITY COUNCIL***

SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

VACANT  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

### **PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS OCTOBER 19, 2004 9:00 A.M.**

#### **ROLL CALL**

Invocation – Police Chaplain Carlos Flores  
Pledge of Allegiance

#### **REGULAR AGENDA**

1. Discussion: Regarding Political Science. [Anita Blair]

#### **MAYOR'S PROCLAMATIONS**

1. ***NATIONAL PHARMACY WEEK***
2. ***BOWIE ALUMNI HOMECOMING WEEK***
3. ***EL PASO FALL ARBOR DAY 2004***

#### **NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

#### **CONSENT AGENDA**

2. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of September 21, 2004 and October 12, 2004 and Special City Council Meeting of October 4, 2004 (Joint Meeting with the El Paso Water Utilities-Public Service Board).

3. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**4. RESOLUTIONS:**

**4A.** That the Mayor be authorized to sign a Supplemental Lease Agreement between the City of El Paso, Texas and the United States of America, represented by U.S. Customs and Border Protection, extending Lease No. TC-69-I-32402 through September 30, 2006 for the facility located at 6812 Northrop. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

**4B.** That the Mayor be authorized to sign a Fifth Amendment to the Facilities Management and Tourism Agreement between the City of El Paso and SMG to provide for an additional year of management and operation services of the Visitor's Information Center located within the Airport Terminal Building at the El Paso International Airport. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

**4C.** That the Mayor be authorized to sign, on behalf of the City, an Appraisal Services Agreement by and between the CITY OF EL PASO and RALPH SELLERS & ASSOCIATES in an amount not to exceed \$5,550.00 to establish the value for properties legally described as being:

Parcel 1: 61.5 sq. ft. of Tract 9D1, Block 34, Ysleta Grant  
 Parcel 2: 6.2 sq. ft. of Lot 1, Childs Subdivision  
 Parcel 3: 100.1 sq. ft. of Lot 8A, Replat of Childs Subdivision  
 Parcel 4: 58.9 sq. ft. of Lot 9, Block 20, Second Amended Map of West Ysleta  
 Parcel 5: 39.4 sq. ft. of Lot 1, Block 16, Second Amended Map of West Ysleta  
 Parcel 6: .452 acre of Lot 5, Block 16, Second Amended Map of West Ysleta

located in the City of El Paso, El Paso County, Texas, to be used for the Dorbandt Street & Drainage Project. **(District 7)**  
 [Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

**4D.** Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:  
 [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

100 Anita Circle	\$8,601.41	<b>(District 3)</b>
Vincenta Calderon		

**4E.** Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:  
 [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

1107 Myrtle Avenue	\$12,829.82	<b>(District 8)</b>
Octillio Octavio, Luis Navarro And Richard Stearns		

- 4F.** Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

8500 Block Wells Road a/k/a 8515 Wells Road      \$12,239.58      **(District 7)**  
 Claudio And Rita S. Saucedo

- 4G.** Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

242 Porfirio Diaz Street      \$660.82      **(District 8)**  
 Ray Lopez

- 4H.** Placing a condemnation lien on the following property (legal description on file with the City Clerk) and in the following amount for work performed by the City pursuant to Section 18.52.040 and 18.52.080 (Unsafe Structures and Conditions) of the El Paso Municipal Code:

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

3318 Alameda Avenue      \$14,786.96      **(District 8)**  
 Josie Galindo, Helen Knight, Rebecca Valles Ayon, Ricardo Valles, Tito Valles, Jr., Oscar Valles, Jr., Manuel Valles, Hortensi Valles Moreno, Dolores Cook, Rosa Avalos, Gloria Castro, Jessie Valles c/o Gloria Castro, Anna Maria Mendoza c/o Gloria Castro, Ruben Valles, c/o Gloria Castro, Bobbie Valles, c/o Gloria Castro, Daniel Valles, c/o Gloria Castro, Johnny Joe Valles, c/o Gloria Castro

- 4I.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Ten Thousand Two Hundred Fifty And No/100 Dollars (\$10,250.00 Secured Grant-\$560.00, Loan Note-\$9,690.00), against the following described real property:

Lots 25 and 26, Block 15, Logan Heights Addition, an Addition to the City of El Paso, El Paso County, Texas; according to the plat of said addition recorded in Volume 13, Page 48, Plat Records of El Paso County, Texas; known and numbered as 4212 Leavell

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 2)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 4J.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Twenty Five Thousand Three Hundred Eighty And No/100 Dollars (\$25,380.00 Secured Grant-\$16,095.00, Loan Note-\$9,285.00), against the following described real property:

Lot 31, Block 10, Skyview Section 2, an Addition to the City of El Paso, El Paso County, Texas; according to the Map thereof on file in Book 14, Page 62, Plat Records of El Paso County, Texas; known and numbered as 9541 Rutledge

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City. **(District 4)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 4K.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **FIRE PARAMEDIC** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **7604**. The Grade shall be **FS 2**.

[Human Resources, Terry A. Bond, (915) 541-4509]

- 4L.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **FIRE MEDICAL LIEUTENANT** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **7603**. The Grade shall be **FS 4**.

[Human Resources, Terry A. Bond, (915) 541-4509]

- 4M.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **POLICE COMMANDER** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **7563**. The Grade shall be **P 6**.

[Human Resources, Terry A. Bond, (915) 541-4509]

- 4N.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **POLICE DEPUTY CHIEF** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **7566**. The Grade shall be **P 7**.

[Human Resources, Terry A. Bond, (915) 541-4509]

- 4O.** That the Classification and Compensation Plan shall be amended, as recommended by the Civil Service Commission. The class of **POLICE ASSISTANT CHIEF** is hereby revised as specified in the duties and responsibilities attached hereto. The Code will remain **7567**. The Grade shall be **P 8**.

[Human Resources, Terry A. Bond, (915) 541-4509]

- 4P.** That the Mayor be authorized to sign a Consent to Assignment from U.S. TRAFFIC CORPORATION to PEEK TRAFFIC CORPORATION with respect to the City of El Paso's Contract No. 2003-113, Street Department Traffic Signal Heads. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]
- 4Q.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **LEA HUTCHINSON**, to assist the Zoo as Zoo Director at a biweekly rate of \$3,144.60. The term of the contract shall be for the period of October 20, 2004 through April 19, 2005. [Quality of Life Services, Deborah Hamlyn, (915) 541-4686]
- 4R.** That the Mayor be authorized to sign an Agreement with DESIGNER'S MART to provide One (1) Four cubic yard Container for a service fee of \$15.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 3)** [Solid Waste Management, Ellen A. Smyth, (915) 621-6719]
- 4S.** That the Mayor be authorized to sign an Agreement with ANDALE TAQUERIA to provide One (1) Four (4) cubic yard Container for a service fee of \$15.00 for each month for the purpose of collecting the company's recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. **(District 6)** [Solid Waste Management, Ellen A. Smyth, (915) 621-6719]
- 4T.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;
- Lot 6, Block 10, Delip Subdivision, being more particularly described in Volume 1791, Page 1925, Deed Records of El Paso County, Texas.  
(PID #D397-000-0100-0060) **(County)** [Tax, Juan Sandoval, (915) 541-4369]
- 4U.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;
- Lots 5 and 6, (6000 sq. ft.), Block 42 Highland Park Addition, an Addition to the City of El Paso, El Paso County, Texas, and known as 2121 Portland Ave.  
(PID #H453-999-0420-1100) **(District 2)** [Tax, Juan Sandoval, (915) 541-4369]
- 4V.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;
- Lot 1 and 2, Block 37, Magoffin, an Addition to the City of El Paso, being more particularly described in Volume 459, Page 1829, deed Records of El Paso County, Texas. (M028-999-0370-0100) **(District 8)**  
[Tax, Juan Sandoval, (915) 541-4369]

- 4W.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

540.00 acres, more or less, Section 4, Abstract 6672, Block 6, Public School, being more particularly described in Volume 3895, Page 1308, Deed Records of El Paso County, Texas. (PID #X606-000-0040-0000) **(County)**

[Tax, Juan Sandoval, (915) 541-4369]

- 4X.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

1.293 acre, more or less, out of Tract 14P, Section 14, Block 81, Township 2, Texas and Pacific Railroad Surveys, an Addition to the City of El Paso, being more particularly described in Volume 994, Page 337, Deed Records of El Paso County, Texas. (PID #X581-999-2140-1499) **(District 4)**

[Tax, Juan Sandoval, (915) 541-4369]

- 4Y.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lot 8, Block 1, Hondo Village Subdivision, an Addition to the City of El Paso, being more particularly described in Volume 1113, Page 628, Deed Records, El Paso County, Texas. (PID #H760-999-0010-0800) **(District 2)**

[Tax, Juan Sandoval, (915) 541-4369]

- 4Z.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Tract 1: The West 17 feet of Lot 14 and all of Lots 15 and 16, Block 109, Grandview Addition to the City of El Paso, El Paso County, Texas, being more particularly described in Volume 1100, Page 1006, Deed Records of El Paso County, Texas. (PID #G686-999-1090-5101) **(District 2)**

Tract 2: Lot 15 and 16 and the West 17 feet of Lot 14, Block 109, (Homesite), Grandview Addition to the City of El Paso, El Paso County, Texas, being more particularly described in Volume 1100, Page 1006, Deed Records of El Paso County, Texas. (PID #G686-999-1090-5100) **(District 2)**

[Tax, Juan Sandoval, (915) 541-4369]

- 4AA.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

The West 80 feet of the South 14 feet of Lot 6, Block 26, Sunset Heights, an Addition to the City of El Paso, El Paso County, Texas.

(PID #S979-999-0260-2500) **(District 8)** [Tax, Juan Sandoval, (915) 541-4369]

- 4BB.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

The North 40 feet of Lots 2 through 7, Block 34, Military Heights Addition, an Addition to the City of El Paso, being more particularly described in Volume 429, Page 175, Deed Records of El Paso County, Texas.

(PID #M436-999-0340-1800) **(District 2)** [Tax, Juan Sandoval, (915) 541-4369]

- 4CC.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lot 74, Block 5, El Valle Addition, an addition to the City of El Paso, being more particularly described in Volume 996, Page 438, Deed Records of El Paso County, Texas. (PID #E416-999-0050-5700) **(District 3)**

[Tax, Juan Sandoval, (915) 541-4369]

- 4DD.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

.2865 acre more or less, situated in Tract 4, Block 5, Del Norte Acres Addition, an Addition to the City of El Paso, being more particularly described in Volume 1165, Page 268, Deed Records of El Paso County, Texas.

(PID #D361-999-0050-5400) **(District 2)** [Tax, Juan Sandoval, (915) 541-4369]

- 4EE.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lot 13, Block 2, Cedar Park, El Paso County, Texas.

(PID #C309-000-0020-1400) **(County)** [Tax, Juan Sandoval, (915) 541-4369]

- 4FF.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lot 19, La Calavera Settlement, being more particularly described in by the map of plat recorded in Volume 4, Page 31, Map Records of El Paso County, Texas.

(PID #L011-999-0000-5500) **(District 8)** [Tax, Juan Sandoval, (915) 541-4369]

- 4GG.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lot 26, Block 2, Orchard Park, an Addition to the City of El Paso, El Paso County, Texas. (PID #0263-999-0020-6400) **(District 3)**

[Tax, Juan Sandoval, (915) 541-4369]

5. Notice to set a public hearing to be held on November 9<sup>th</sup>, 2004 to determine if the property located at 3612 Fillmore Avenue in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated September 2003. The owner of record as of September 20<sup>th</sup>, 2004, Celia Salas, 1375 Golden Trail Lane, El Paso, Texas 79936, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 2)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]

6. **BOARD RE-APPOINTMENT:**

Walt Phillips to the Parks and Recreation Advisory Board by Representative John Cook, District 4. [Representative John F. Cook, (915) 541-4140]

7. **BOARD APPOINTMENTS:**

7A. Richard R. Torres to the History Museum Board by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]

7B. Enriqueta Natividad to the City Accessibility Advisory Committee by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]

8. **DISCRETIONARY FUNDS:**

Request an allocation of THREE HUNDRED DOLLARS (\$300.00) from District IV Discretionary Funds to help fund the Veteran's Park Recreation Center's Halloween Party set for October 31st, 2004. [Representative John F. Cook, (915) 541-4140]

9. Request that the Director of Purchasing be authorized to exercise the City's option to purchase additional quantities pursuant to the terms of Contract No. 2004-158C for "Furnish & Install Airport Seating", with Airport Seating Alliance (Garavelli Enterprises, Inc.).

Department(s): Department of Aviation  
 Funds Available: 62620031-G620AIP0019-11508-508027  
 Funding Source: Airport Funds  
 Item(s): Item 1A:  
 32, 5-seat units (total of 180 seats),

Item 2A:  
 8, 2-seat units (total of 16 seats)

Award Amount: \$90,704.08

**District(s): 3**

[Purchasing Department, Enrique Acosta, Jr., (915) 541-4267]



**10. BEST VALUE PROCUREMENT:**

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Bid No.:	2004-226	Washing of Heavy Duty Equipment (Rebid)
Award to:		A & E Truck & Car Wash
		El Paso, TX
Item (s):		All
Amount:		\$150,000.00 (estimated yearly)
Department:		Fleet Services
Funds available:		37370510-45202-503125
Funding source:		Fleet Services-Inventory Sales- Equipment Outside Repairs
Total award:		\$450,000.00 (estimated)
<b>District (s):</b>		<b>All</b>

The Fleet Services Department and Purchasing Departments recommend award as indicated, on the basis of Best Value Procurement.

This is a thirty-six (36) month contract with the option to extend the term of the contract one additional year. [Purchasing, Ray Heredia, (915) 541-4316]

**11. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**11A.** KLAQ Radio to hold a 19<sup>th</sup> Annual Halloween parade on October 31, 2004 from 2:30 p.m. to 5:00 p.m. Route: Start at the South entrance to Album Park off Album Street; proceed out of the park, west on Album Street to Cork Drive, turn left on Cork Drive to Daphne, turn right on Daphne to Fir St., turn left on Fir St. to Bermuda Drive, turn right on Bermuda Drive to Zanzibar, turn left on Zanzibar to Album, turn right on Album and finish at the Album Park. Approximately 1,500 persons, 75 vehicles will take part and 15,000 spectators are anticipated. This request includes permission to use amplification (P.A. system at start and end of the parade route only). PERMIT NO. 04-132 **(District 5)** [Connie M. Hernandez]

**11B.** Sacred Heart Church to block off Father Rahm between Mesa and Oregon on October 23, 2004 from 10:00 a.m. to 10:00 p.m. and October 24, 2004 from 10:00 a.m. to 10:00 p.m. Approximately 150 persons will take part and 1,000 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Devices." This request includes permission to use amplification (4 speakers & 1 microphone). PERMIT NO. 04-131 **(District 8)** [Father Rafael Garcia]

- 11C.** Loretto Academy to hold a foot race/walk on October 23, 2004 from 9:00 a.m. to 10:30 a.m. Route: Start at 1300 Hardaway to Bliss, turn left on Bliss, turn right on Radford, proceed on Radford to Leeds, turn right on Leeds, turn right on Hawley, turn right on Howze, turn right on Hastings, turn left on Cumberland, turn right on Graham, turn right on Raynolds, proceed on Raynolds to Clifton, turn right on Clifton, turn right on Radford, turn right on Trowbridge, turn right on Hardaway and finish at 1300 Hardaway. Approximately 150 persons will take part and 50 spectators are anticipated. PERMIT NO. 04-133  
**(Districts 2, 3, and 8)** [Alejandrina Morton]
- 11D.** Riverside High School to hold a homecoming parade on October 21, 2004 from 6:00 p.m. to 7:30 p.m. Route: Start at the school parking lot on Midway and Knights, proceed on Knights to Jersey, turn left on Jersey to Bernadine, turn left on Bernadine to Knights, turn right on Knights and finish at the south side school parking lot. Approximately 200 persons, 25 vehicles will take part and 1,000 spectators are anticipated. PERMIT NO. 04-135 **(District 7)** [Jan L. Herron]
- 11E.** El Paso Bell FCU to use amplification (2 speakers, 1 microphone, and 1 amplifier) at Vista Del Valle Park-1288 Hawkins on October 23, 2004 from 11:00 a.m. to 3:00 p.m. for a kid's carnival. Approximately 30 persons will take part and 100 spectators are anticipated. PERMIT NO. 04-142 **(District 5)**  
[Melissa Valverde]

## **REGULAR AGENDA**

### **12. MAYOR & COUNCIL:**

Discussion and action to commence condemnation proceedings on the Clardy Fox Library due to the fact that this structure has not been maintained in a safe manner, neighboring residents have complained of vagrants and criminal activity which puts the neighborhood in danger, and, is currently in violation of the El Paso Municipal Code, Chapter 18.52.040 - Unsafe Structures - Remedial action by owner of City defines unsafe structure as a structure of part thereof that is:

- a. Dilapidated, substandard, or unfit for human habitation and a hazard to the public health, safety, and welfare; or

b. Regardless of its structural condition, unoccupied by its owners, lessees or other invitees and is unsecured from unauthorized entry to the extent that it could be entered or used by vagrants or other uninvited persons as a place of harborage or could be entered or used by children; or

c. Boarded up, fenced, or otherwise secured in any manner in if:

i. The building constitutes a danger to the public even though secured entry, or

ii. The means used to secure the building are inadequate to prevent unauthorized entry or use of the building in the manner described by subsection.

**(District 3)** [Representative Jose Alexandro Lozano, (915) 541-4515]

### **13. BUILDING PERMITS AND INSPECTIONS:**

Discussion and action regarding the appeal by Lucy Hernandez of El Buen Tamal at 7200 Dale Road for the sale of alcoholic beverages due to the business's proximity to a church in accordance with Section 20.08.090(B)(1) and 20.08.090(B)(4) of the El Paso Municipal Code. **(District 3)** [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

### **14. COMPTROLLER:**

Discussion and action regarding an expanded annual independent financial audit. The City Manager will coordinate with KPMG, the City's external audit firm, the expansion of an audit on the financial statements and other matters for the fiscal year ended August 31, 2004. KPMG will review focus areas identified by the City Manager, with the concurrence of City Council, in order to provide guidance and assurance in the financial matters of the City of El Paso. [Comptroller, Carmen Arrieta-Candelaria, (915) 541-4239]

### **15. PLANNING, RESEARCH AND DEVELOPMENT:**

**15A.** Discussion and action authorizing the El Paso Water Utilities - Public Service Board to submit a land study application and all related documents for City-owned property located North and South of Transmountain Road and West of the Franklin Mountains State Park in the Northwest Planning Area; and that the Planning, Research & Development Department be authorized to accept and process such application. **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**15B.** Discussion and action authorizing the El Paso Water Utilities - Public Service Board to submit a request for modifications to the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of the Plan for El Paso and to submit all related documents for City-owned property located North and South of Transmountain Road and West of the Franklin Mountains State Park in the Northwest Planning Area; and that the Planning, Research & Development Department be authorized to accept and process such request. **(District 1)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**16. PUBLIC HEARINGS – BUILDING PERMITS AND INSPECTIONS:**

- 16A.** Public hearing to determine if the property located at 8313 Hester Road, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated May 2004. The owner of this property, Adolfo I. Castillo, C/O J. Eduardo Cadena, 1017 Montana Avenue, El Paso, Texas 79902, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 7)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 16B.** Public hearing to determine if the property located at 3310 Bisbee Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated May 3<sup>rd</sup>, 2004. The owners of this property, Benjamin Garcia, 16029 Palomino Street, El Paso, Texas 79924 and Charles Leroy Garcia, 10125 Potomac Drive, El Paso, Texas 79925, as Co-Administrators of the Estate of Carlos Garcia, deceased, have been notified of the violations at this property. Delinquent taxes in the amount of \$7,619.95. **(District 8)** [Building Permits & Inspections, Tom Maguire, (915) 541-4588]
- 16C.** An ordinance amending Title 18 (Building and Construction) of the El Paso Municipal Code, by deleting Chapter 18.52 (Unsafe Structures and Conditions) and creating Chapter 18.50 (Property Maintenance Code), and adopting the 2003 edition of the International Property Maintenance Code to provide minimum requirements and standards for the use, occupancy and maintenance of existing structures and premises. The penalty being as provided in Section 18.02.107 of the code. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]
- 16D.** An ordinance amending Title 2 (Administration and Personnel), by adding a new Chapter 2.38 (Building and Standards Commission), pursuant to Texas Local Government Code Section 54.033 to hear and determine cases concerning violations of Chapter 18.50 without further appeal to City Council. The penalty being as provided in Section 2.38.110 of the code. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

**17. PUBLIC HEARING – ECONOMIC DEVELOPMENT:**

An Ordinance amending Title 13 (Streets, Sidewalks and Public Places), to amend Chapter 13.30 (Film-making events), of the El Paso Municipal code; by revising language pertaining to approval of property owners abutting a film making events location; the penalty being as provided in Section 13.30.110 of the Municipal Code. **(All Districts)** [Economic Development, David G. Dobson, (915) 541-4680]

**18. PUBLIC HEARINGS – ENGINEERING DEPARTMENT, TRAFFIC DIVISION:**

**18A.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III-Parking Prohibited at All Times on Certain Streets) To Revise Subparagraph 382 To Read Festival Drive On the South Side from Mesa Street (SH-20) To Stanton Street And On The North Side From Mesa Street To A Point 950 Feet East Thereof. The Penalty Being As Provided in Section 12.84.010 Of The El Paso Municipal Code.

**(District 1)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

**18B.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III-Parking Prohibited At All Times on Certain Streets) To Revise Subparagraph 324 to Read Both Sides of James Watt Drive, From Lee Trevino Drive To Goodyear Drive. The Penalty Being as Provided in Section 12.84.010 Of The El Paso Municipal Code. **(District 7)**

[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

**19. PUBLIC HEARING – HUMAN RESOURCES:**

An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 14, Efficiency Ratings, Section 7, Appeals, To Change the Process and Procedures for Appeals. [Human Resources, Terry A. Bond, (915) 541-4509]

**20. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:**

**20A.** An Ordinance authorizing the Mayor to sign a quitclaim deed pursuant to Ordinance 1856 which vacated certain lands described as a portion of Savage Street out of Block 28, Alexander Addition, City of El Paso, El Paso County, Texas. **(District 1)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]

**20B.** An Ordinance changing the zoning of A portion of Lot 1, Block 112, Vista Del Sol Unit 16, El Paso, El Paso County, Texas (11129 Pelicano Drive) from P-I (Planned Industrial) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Grys Group, LLC. ZON04-00099 **(District 7)**

[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

**21.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- 21A.** Housing Authority of the City of El Paso vs. City of El Paso, Cause No. 2003-3099 (551.071) [City Attorney's Office, Michele Little Locke, (915) 541-4550]
- 21B.** Subrogation Interest Regarding Jesus Rios (551.071)  
[City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]
- 21C.** DISCUSSION AND ACTION on Roberto and Luz Soriano, Individually and as the Parents of Victor Soriano and Robert Soriano vs. The City of El Paso, Cause No. 2002-5590 (551.071) [City Attorney's Office, Michele Little Locke, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

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